

FILED  
U.S. DISTRICT COURT  
DISTRICT OF NEBRASKA  
E DISTRICT OF NEBRASKA  
08 FEB - 1968

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

**E. VIRGIL FALLOON, Special  
Administrator of the Estate of LUIS  
PEREZ JIMINEZ,  
Plaintiff.**

**Vs.**

**JOHN E. CLARK, JR., and DALLAS  
AND MAVIS SPECIALIZED CARRIER  
COMPANY, L.L.C.  
Defendants.**

OFFICE OF THE CLERK  
Case No. 8:06 CV00659

## ORDER

This matter came on for hearing on the 1 day of February, 2008 on a Dismissal with Prejudice of Plaintiff's Complaint.

The Court being fully advised in the premises finds the prayed for relief ought to issue and further finds that each litigant is to pay their own attorney's fees and costs.

WHEREFORE it is ordered, adjudged and decreed that Plaintiff's Complaint ought to be and hereby is dismissed with prejudice to its re-filing. Each litigant is ordered to pay their own fees and costs.

John F. Bailey